

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

MARTHA JULIA HIDALGO	:	
VILLAFANE, Individually, As Executor	:	Civil Action No.: 2:20-cv-06393-RBS
and as Personal Representative of the Estate	:	
of Martha Erika Alonso Hidalgo,	:	
	:	
MA. GUADALUPE NANCY CANALES	:	
ELIZALDE, Individually, as Executor and	:	
as Personal Representative of the Estate of	:	
Marco Antonio Tavera Romero,	:	
	:	
LOURDES FRANCISCA MENDOZA	:	
HERNANDEZ, Individually, as Executor	:	
and as Personal Representative of the Estate	:	
of Hector Baltazar Mendoza,	:	
v.	:	
AGUSTAWESTLAND PHILDELPHIA	:	
CORPORATION	:	
	:	
and	:	
	:	
LEONARDO S.p.A.	:	

**DEFENDANTS' MOTION TO DISMISS PURSUANT TO
FORUM NON CONVENIENS AND PURSUANT TO FED. R. CIV. P. 12(b)(7)
FOR FAILURE TO JOIN NECESSARY AND INDISPENSABLE PARTIES**

Defendants, AgustaWestland Philadelphia Corporation (“AWPC”) and Leonardo S.p.A. (collectively, “Defendants”), respectfully move this Court to dismiss this action pursuant to the doctrine of *forum non conveniens* and pursuant to Fed. R. Civ. P. 12(b)(7) for failure to join necessary indispensable parties.

The facts, legal contentions and authorities supporting dismissal are set forth in the accompanying Affidavit of John M. Socolow and Exhibits A-G annexed thereto, and the accompanying Memorandum of Law, all of which are incorporated herein by reference.

A Proposed Order granting the relief requested is submitted herewith for the Court’s consideration.

Defendants request oral argument of this motion.

Dated: March 24, 2021

Respectfully submitted,

FITZPATRICK & HUNT, PAGANO, AUBERT LLP

By: /s/ John M. Socolow

John M. Socolow, Esquire (admitted *pro hac vice*)

1 Landmark Square – 21st Floor

Stamford, CT 06901

(203) 580-4445 (Phone)

(203) 580-4350 (Fax)

john.socolow@fitzhunt.com

SALMON, RICCHEZZA, SINGER & TURCHI LLP

John E. Salmon, Esquire

Zachary J. Ballard, Esquire

1601 Market Street, Suite 2500

Philadelphia, PA 19103

(215) 606-6600 (Phone)

(215) 606-6601 (Fax)

jsalmon@srstlaw.com

zballard@srstlaw.com

Attorneys for Defendants

AgustaWestland Philadelphia Corporation and

Leonardo S.p.A.

CERTIFICATE OF SERVICE

I hereby certify that I have filed the foregoing via the Court's CM/ECF system on March 24, 2021, which automatically generates notification of the filing to all counsel of record.

/s/ John M. Socolow
John M. Socolow